

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA

NEIL JASON WILLIAMS 27225

(Enter above the full name of the plaintiff
or plaintiffs in this action).

(Inmate Reg. # of each Plaintiff)

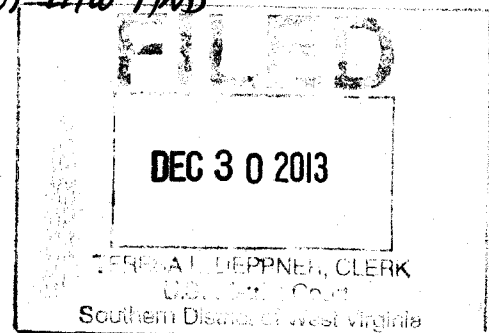
VERSUS

CIVIL ACTION NO. 1:13-cv-33488
(Number to be assigned by Court)

HONORABLE DAVID J. SIMS
(WHILE ACTING UNDER COLOR OF LAW AND)
(IN INDIVIDUAL CAPACITY); SCOTT
SMITH, ESQ (WHILE ACTING UNDER COLOR OF LAW AND
IN INDIVIDUAL CAPACITY)

(Enter above the full name of the defendant
or defendants in this action)

COMPLAINT



I. Previous Lawsuits

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment?

Yes _____ No X

B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit:

NA

Plaintiffs:

Defendants:

2. Court (if federal court, name the district; if state court, name the county);

3. Docket Number:

4. Name of judge to whom case was assigned:

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

6. Approximate date of filing lawsuit:

7. Approximate date of disposition:

II. Place of Present Confinement: MCDOWELL CO, CORR. COMPLEX

A. Is there a prisoner grievance procedure in this institution? NA

Yes _____ No _____

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure?

Yes _____ No X

C. If you answer is YES:

1. What steps did you take? NA

2. What was the result? NA

D. If your answer is NO, explain why not: NA

III. Parties

(In item A below, place your name and inmate registration number in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff: NEIL WILLIAMS 27225

Address: 50 COURT ST., WELCH, WV 24801

B. Additional Plaintiff(s) and Address(es): NA

(In item C below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use item D for the names, positions, and places of employment of any additional defendants.)

C. Defendant: HONORABLE DAVID J. SIMS
is employed as: JUDGE - OHIO COUNTY COURT
at 1500 CHARAIN ST, WHEELING, WV 26003

D. Additional defendants: SCOTT SMITH, OHIO CO. PROS,
SAME ADDRESS.

IV. Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

UPON SUBMISSION OF HABEAS FILINGS, WHERE
CLAIM OF NEW EVIDENCE WERE OFFERED
PROOVING PLAINTIFF WAS DENIED DUE PROCESS
AND EQUAL PROTECTIONS GUARANTEES UNDER THE
6TH, 8TH AND 14TH AMENDMENT, WHICH RESULTED
IN CONVICTION AND COERCED INVOLUNTARY PLEA,
SENTENCE AND INCARCERATION, WHILE INCAPACITIZED.
DENIALS OF HEARING, COUNSEL, WITNESS, AND RIGHT TO

IV. Statement of Claim (continued):

ACCESS AND TO BE HEARD BEING DENIED, ON
ALL FILING OCCASIONS. RIGHT TO BE PART OF
THE PROCEEDINGS AND HAVE COMPETENT COUNSEL
TO PRESENT WITNESSES AND TO FILE APPROPRIATE
PAPERS AND MOTIONS DENIED IN FACE OF NEW
EVIDENCE AND A CHANGE IN LAW FAVORABLE TO
THIS PLAINTIFF. ALL VIOLATIONS COMMITTED
WHILE ACTING UNDER COLOR OF STATE LAW.

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments.
Cite no cases or statutes.

1. CONVENE A JURY TRIAL
2. CAUSE DEFENDANTS TO BEAR THE COSTS AND
CAUSE APPROPRIATE REIMBURSEMENTS
3. RENDER PUNITIVE JUDGMENT APPROPRIATE
TO VIOLATIONS SUFFERED
4. GRANT COMPENSATORY JUDGMENT AND
DAMAGES AT A RATE CURRENTLY PERMITTED
5. OTHER RELIEF NOT KNOWN TO SPECIFY
DUE TO LACK OF COUNSEL

If so, state the lawyer's name and address:

Signed this 23rd day of DECEMBER, 20 13.

Neil Jason Williams

Signature of Plaintiff or Plaintiffs

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 23, 2013
(Date)

Neil Williams
Signature of Movant/Plaintiff

Signature of Attorney
(if any)